

# United States District Court

## DISTRICT OF ARIZONA

UNITED STATES OF AMERICA,

V.

Cristian PEREZ-Perez

Citizen of Mexico

YOB:2001

240835981

Illegal Alien

CRIMINAL COMPLAINT

CASE NUMBER: **23-02903MJ**

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief.

### COUNT I

That on or about November 01, 2023, Defendant Cristian PEREZ-Perez, an alien, was removed from the United States to Mexico through the port of San Luis, Arizona, in pursuance of law, and thereafter on or about December 12, 2023, Defendant was found in the United States near Sentinel, Arizona within the District of Arizona, the Secretary of the Department of Homeland Security not theretofore having consented to any reapplication by the Defendant for admission into the United States and after the Defendant had willfully and unlawfully returned and remained in the United States; in violation of Title 8, United States Code, Section 1326(a)(Felony).

### COUNT II

That on or about December 06, 2023, near San Luis, Arizona in the District of Arizona, Defendant Cristian PEREZ-Perez, an alien, did knowingly and willfully enter the United States at a time or place other than as designated by Immigration Officers of the United States of America, in violation of Title 8, United States Code, Section 1325(a)(1) (Misdemeanor).

And the complainant further states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Continued on the attached sheet and made a part here of. ☒ Yes ☐ No

Reviewed and assigned to AUSA

*John Ballos**Dylan Smith*

Signature of Complainant

Alondra Prieto

Border Patrol Agent

Sworn to before me and subscribed telephonically,

December 13, 2023

at

Yuma, Arizona

Date

City and State

James F. Metcalf, United States Magistrate Judge

Name &amp; Title of Judicial Officer

*J F Metcalf*

Signature of Judicial Officer

## STATEMENT OF FACTUAL BASIS

Defendant: Cristian PEREZ-Perez

Dependants: None

**IMMIGRATION HISTORY:**

The Defendant is an illegal alien. The Defendant has been apprehended by the United States Border Patrol on one (1) previous occasion. The Defendant has been removed a total of one (1) time. The Defendant was last removed through San Luis, Arizona on November 01, 2023.

**CRIMINAL AND IMMIGRATION HISTORY:**

<u>DATE</u>	<u>LOCATION</u>	<u>OFFENSE</u>	<u>DISPOSITION</u>
11/01/2023	Yuma, Arizona	Illegal Entry	Ordered Removed from the US (ER) (Agency)

Narrative: The Defendant, a citizen of Mexico and illegally within the United States, was encountered by Border Patrol Agents near Sentinel, Arizona.

The Defendant was questioned as to his citizenship and immigration status. From that questioning Border Patrol Agents determined that the Defendant is an undocumented national of Mexico and illegally in the United States.

The Defendant was transported to the Border Patrol Station for processing. During processing, questioning and computer record checks the above criminal and immigration information was obtained as it relates to this Defendant.

The Defendant was first ordered removed at or near Yuma, Arizona on or about November 01, 2023.

The Defendant last entered the United States illegally without inspection near San Luis, Arizona on December 06, 2023.

To the best of my knowledge and belief, the following is a list of Border Patrol law enforcement personnel present during interviews, statements and questioning of the Defendant in this matter from initial contact through the writing of this document: BPAs Marco A. Contreras Gonzalez, Wyatt Zadro, and BPPC Nancy Barajas.

To the best of my knowledge and belief, the following is a list of all Border Patrol law enforcement personnel not already mentioned above who were present and/or took part in other parts of this investigation (e.g., arrest, search, proactive investigation, surveillance, etc) from initial field contact through the writing of this document: BPA Tom Tienda.

Charges: 8 USC 1326(a) (Felony)  
8 USC 1325(a)(1) (Misdemeanor)

*Dylan Smith*  
Signature of Complainant

Sworn to before me and subscribed telephonically,

December 13, 2023  
Date

*J J [Signature]*  
Signature of Judicial Officer